

Serial No.: 10/565,429
Filing Date: January 18, 2006

Customer No.: 26,289
Attorney's Docket No.: 2003JP317

Remarks

The Examiner has been rejected claims 3 and 4 under 35 USC 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

The Examiner has rejected claims 1, 2, 4 and 8 under 35 USC 102(b) as being anticipated by Nakashima, WO 99/55789; rejected claims 1, 4 and 8 under 35 USC 102(b) as being anticipated by Haluska et al (US 5,436,083); rejected claims 1, 2, 4 and 8 under 35 USC 102(b) as being anticipated by Oezelli et al (US 4,670,057). Claim 9 has also been rejected by the Examiner under 35 USC 103(a) as being unpatentable over WO 99/55789.

Claim 1 has been amended and claims 4 and 8-9 canceled. New claim 10 has been added, support of which is present in [0054] in the specification. No new matter has been added.

Claim 1 relates to composition comprising a polyalkylsilazane compound, an acetoxysilane compound selected from a specific group and an organic solvent. The present composition is an admixture of polyalkylsilazane compound and acetoxysilane compound, unlike the composition of Nakashima which is a reaction product of acetoxysilane and polysilazane to form a polysiloxane. Further, a polysilazane is chemically different from a polysiloxane.

The prior art of Nakashima relates to a composition comprising a product formed by the reaction of acetoxysilane to form a polysiloxane. The composition of Nakashima does not comprise specifically an acetoxysilane compound selected from the group of claim 1. Furthermore, the acetoxysilane of claim 1 does not comprise a phenyl moiety. Nakashima, specifically discloses phenylacetoxysilanes as a reactant to form the polysiloxane.

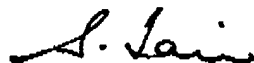
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Therefore, the Examiner is requested to remove the cited prior art.

In view of the above amendments and remarks, the present application is believed to be in condition for allowance, and reconsideration of it is requested. If the Examiner disagrees, she is requested to contact the attorney for Applicants at the telephone number provided below.

Respectfully submitted,



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